

REMARKS

Applicants thank the Examiner for total consideration given the present application. Claims 1-9 were pending prior to the Office Action. Claim 5 has been canceled and claims 10-22 have been added through this Reply. Therefore, claims 1-4 and 6-22 are pending. Claims 1, 6, and 10 are independent. Favorable reconsideration and allowance of the present application are respectfully requested in view of the following remarks.

35 U.S.C. § 102 REJECTION – SPYGLASS PRISM

Claims 1-9 stand rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by Spyglass Prism (Concepts and Applications: Spyglass Prism, 1997) (hereinafter “Spyglass”). Applicant respectfully traverses this rejection.

For a Section 102 rejection to be proper, the cited reference must teach or suggest each and every claimed element. *See M.P.E.P. 2131; M.P.E.P. 706.02*. Thus, if the cited reference fails to teach or suggest one or more elements, then the rejection is improper and must be withdrawn.

In this instance, Spyglass fails to teach or suggest each and every claimed element. For example, independent claim 1 recites, *inter alia*, “An image-correction processing apparatus in an image sending system that sends an image to a destination terminal view network, comprising ... the send-out image generating means includes, a means for storing an image-correction parameter; *means for setting image correction parameter according to destination terminal information; means for converting a number of pixels constituting an image to be appropriate for a display screen size of the destination terminal*; a means for correcting the send-out image based on first correction process, which includes white balance, brightness or gray level correction, and sharpness or noise correction; a means for sending out image to a first type of display device; a means for correcting the send-out image based on second correction process, which includes color temperature correction, sharpness correction, RGB matrix, or gray level correction; and *a mean for converting the number of pixels constituting an image to be appropriate for a display screen size of the destination terminal.*” *Emphasis added.*

Spyglass merely teaches an application and concept of accessing multimedia content and converting an original image formatted for a PC to be compatible with other devices such as PDA, TV, phones, etc. Spyglass further teaches a device database, which contains content conversion characteristics for any set of devices. Spyglass also teaches that a content converter selects conventional image format conversion routines such as converting image to GIF, reducing color depth, reformatting image for a 240 x 480 pixel display, and removing background images.

However, Spyglass fails to teach or suggest specific send-out image correction based on types of destination terminal. In the instant Application the specific send-out image correction based on types of destination terminal is achieved through the *"means for setting image correction parameter according to destination terminal information."* Once the correction parameter is determined for a specific user the image correction processing apparatus performs image conversion through *means for converting a number of pixels constituting an image to be appropriate for a display screen size of the destination terminal and mean for converting the number of pixels constituting an image to be appropriate for a display screen size of the destination terminal."* Spyglass clearly fails to teach or suggest features above.

Similarly, claim 6 includes similar subject matter in claim 1. Therefore, for at least these reasons, independent claims 1 and 6 are distinguishable from Spyglass. Claims 2-5 and 7-9 depend from claims 1 and 6, directly or independently. Therefore, for at least the reasons stated with respect to claims 1 and 6, claims 2-5 and 7-9 are also distinguishable from Spyglass.

Accordingly, Applicant respectfully requests that the rejection of claims 1-9, based on Spyglass, be withdrawn.

NEW CLAIMS

Claims 10-22 have been added through this reply. All new claims are believed to be distinguishable over the cited references, individually or in any combination. Claim 10 recites a method claim similar to the subject matter in Claim 1. Therefore, claim 10 is distinguishable over the cited prior art.

Claims 11-14 depend from independent claim 1. Claims 15-18 from independent claim 6. Claims 19-22 depend from independent claim 10. Therefore, these dependent claims are also distinguishable over the cited references for at least the reasons stated with respect to claims 1, 6, and 10. Applicant respectfully requests that the claims 10-22 be allowed.

Conclusion

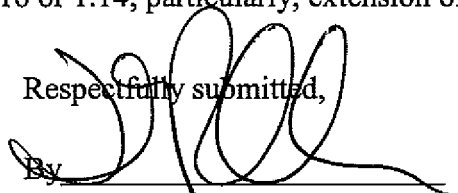
In view of the above remarks, it is believed that claims are allowable.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact D. Richard Anderson Reg. No. 40,439 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

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Respectfully submitted,



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